

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF GEORGIA**  
**SAVANNAH DIVISION**

CORY ALLEN COLEMAN, SR.      )  
                                      )  
                                      )  
v.                                  )      Case No. CV408-145  
                                      )  
                                      )  
TRONOX,                          )  
                                      )  
                                      )  
Defendant.                       )

**REPORT AND RECOMMENDATION**

On July 28, 2008, plaintiff filed an Application under Section 706(f) of the Civil Rights Act of 1964 and sought to proceed *in forma pauperis*. (Doc. 1.) The Court denied leave to proceed *in forma pauperis* on August 25, 2008 after finding that plaintiff had sufficient resources to prepay the complete filing fee. (Doc. 2.) The Court further ordered plaintiff to submit a formal complaint and the \$350 filing fee by September 24, 2008, or risk dismissal of the case. (Id.) Plaintiff has submitted neither a formal complaint nor

the filing fee, indicating that he does not wish to pursue this case.

Accordingly, this case should be **DISMISSED** without prejudice.

**SO REPORTED AND RECOMMENDED** this 8th day of December, 2008.



UNITED STATES MAGISTRATE JUDGE  
SOUTHERN DISTRICT OF GEORGIA